



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Sadwick et al.

SERIAL NO.:

10/775,266

FILING DATE:

February 10, 2004

TITLE:

HINGED STRUCTURES FOR

VACUUM MICROELECTRONICS

AND METHODS OF

MANUFACTURING SAME (as

amended)

ART UNIT:

2821

EXAMINER:

Leith A. Al Nazer

DOCKET NO.:

3069.INSY.NP

(formerly 9902-5752.1US)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, under 37 C.F.R.§ 1.8 on the date indicated below and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313

Paul C. Oestreich

Date of Deposit

ELECTION WITH PARTIAL TRAVERSE

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction/Election Requirement mailed July 21, 2005, Applicants hereby elects to have examined Group I, indicated by the Examiner to be represented by Claims 1, 2 and 6 drawn to a pair of ladder-like structures having a hinge joint and a tunnel formed therebetween.

This election is made on partial traverse in that Group III, indicated by the Examiner to be represented by Claim 4 drawn to a method for fabricating a ladder-type device belongs with Group I. Applicants submit that together Claims 1, 2, 4 and 6 present a single general inventive concept and that the various embodiments are not so diverse that distinct or extensive searching is required.

Applicant submits herewith a PRELIMINARY AMENDMENT with amended claims drawn to the inventions in Groups I and III.

Respectfully Submitted,

Paul C. Oestreich Registration Number 44,983 Attorney for Applicant MORRISS O'BRYANT COMPAGNI, P.C. 136 South Main Street, Suite 700 Salt Lake City, Utah 84101

(801) 478-0071 Telephone

(801) 478-0076 Facsimile

PCO/bal